

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

RLI INSURANCE COMPANY,

PLAINTIFF

V.

**BERRY, DUNN, McNEIL &
PARKER, LLC,**

DEFENDANT

Civil No. 02-175-P-H

ORDER AFFIRMING RECOMMENDED DECISION OF THE MAGISTRATE JUDGE

The United States Magistrate Judge filed with the court on May 22, 2003, with copies to counsel, his Memorandum Decision on Defendant's Motion to Exclude Testimony and Recommended Decision on Defendant's Motion for Partial Summary Judgment. The defendant filed an objection to the Recommended Decision on June 9, 2003. I have reviewed and considered the Recommended Decision, together with the entire record; I have made a *de novo* determination of all matters adjudicated by the Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in his Recommended Decision, and determine that no further proceeding is necessary.

It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **ADOPTED**. The defendant's motion for summary judgment is **GRANTED** as to any claims based on Bond No. SSB-214615 and is otherwise **DENIED**.

So ORDERED.

DATED: JUNE 19, 2003

D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE